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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 05 0561 PJH
	)	
Plaintiff,	)	STIPULATION AND <del>[PROPOSED]</del>
	)	ORDER FOR CONTINUANCE UNTIL
v.	)	JANUARY 4, 2005, AND EXCLUDING
	)	TIME FROM NOVEMBER 9, 2005 TO
ARNULFO LEON CRUZ and	)	NOVEMBER 30, 2005 FROM SPEEDY
JOSE LOPEZ RAMIREZ,	)	TRIAL ACT CALCULATION (18 U.S.C. §
	)	3161(h)(8)(A))
Defendants.	)	

The parties appeared before the Court on November 9, 2005. With the agreement of the parties, and with the consent of the defendants, the Court enters this order continuing these proceedings until January 4, 2005 at 1:30P.M. for a motions hearing before the Honorable Phyllis J. Hamilton, and documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A), from November 9, 2005 to November 30, 2005, the anticipated filing date of the defendants' motion(s). The parties agreed, and the Court found and held, as follows:

1. The defendants agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from November 9, 2005 to November 30, 2005, outweigh the best interest

1 of the public and the defendants in a speedy trial. § 3161(h)(8)(A).

2 3. Accordingly, and with the consent of the defendants, the Court ordered that the period  
3 from November 9, 2005 to November 30, 2005 be excluded from Speedy Trial Act calculations  
4 under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv). The Court also ordered the following briefing  
5 schedule: defendants' motion(s) due by November 30, 2005, United States' response due by  
6 December 14, 2005, defendants' reply (if any) due by December 21, 2005.

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8 IT IS SO STIPULATED.

9  
10 DATED: \_\_\_\_\_ 11/9/05 \_\_\_\_\_

\_\_\_\_\_/s\_\_\_\_\_  
ROBERT DAVID REES  
Assistant United States Attorney

11  
12  
13 DATED: \_\_\_\_\_ 11/10/05 \_\_\_\_\_


\_\_\_\_\_/s\_\_\_\_\_  
RANDY MONTESANO, ESQ.  
Attorney for Arnulfo Leon Cruz

14  
15  
16 DATED: \_\_\_\_\_ 11/9/05 \_\_\_\_\_

\_\_\_\_\_/s\_\_\_\_\_  
STUART HANLON, ESQ.  
Attorney for Jose Lopez Ramirez

17  
18  
19 IT IS SO ORDERED.

20  
21 DATED: \_\_\_\_\_ 1/9/06 \_\_\_\_\_

  
\_\_\_\_\_  
HON. PHYLLIS J. HAMILTON  
United States District Judge